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| APPLICATION NO. | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
|--|-------------|----------------------|---------------------------|------------------|
| 10/658,918 | 09/11/2003 | Stephen Scott Davis | | 2295 |
| 7590 01/07/2005 | | | | |
| ANGUS C. FOX III 4083 N. IMPERIAL WAY PROVO, UT 84804-5396 | | | | |
| | | | EXAMINER RICCI, JOHN A | |
| | | | ART UNIT 3714 | PAPER NUMBER |

DATE MAILED: 01/07/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

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The substitute specification filed 9/13/04 has not been entered because it does not conform to 37 CFR 1.125(b) and (c) because:

1. The statement as to a lack of new matter required under 37 CFR 1.125(b) has not been included;
2. A marked-up copy of the substitute specification has not been supplied (in addition to the clean copy).

* * * * *

The reply filed on 9/13/04 is not fully responsive to the prior Office Action because of the following omission(s) or matter(s):

1. The amendment to the claims does not comply with 37 CFR 1.121; The status of the claims needs to be indicated after its numeral, including canceled claims.

2. The amendment to the drawings does not comply with 37 CFR 1.121; new drawing sheets need to be labeled as "Replacement Sheets". See MPEP 714.

Since the above-mentioned reply appears to be *bona fide*, applicant is given **ONE (1) MONTH or THIRTY (30) DAYS** from the mailing date of this notice, whichever is longer,

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within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

* * * * *

This letter was prepared by Examiner John Ricci, who can be reached at:

Voice: 571-272-4429

Fax: Use 703-872-9306 for papers to be delivered directly to the mail room, like formal amendments and responses, change of address, power of attorney, petitions.

Use 703-783-0439 for papers to be delivered directly to the Examiner, like informal or proposed responses for discussion, or notes in preparation for an interview.

Response by Fax is encouraged to reduce mail processing time. Please don't send duplicate papers by mail and Fax.

My supervisor is Derris Banks, 571-272-4419.

PTO main switchboard: 800-786-9199.

Visit our Web site at www.uspto.gov.

John Ricci

**JOHN RICCI
PRIMARY EXAMINER
ART UNIT 3714**